



05-26-05

Attorney Docket No. 54099-8003.US01

RCE
THW

Express Mail Label No.: EV 336 038 099 US

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF:

Lau, *et al.*

APPLICATION No.: 09/772,109

FILED: January 26, 2001

FOR: HIGH LEVEL CYTOKINE PRODUCTION
WITH ENHANCED CELL VIABILITY

EXAMINER: Winkler, U.

ART UNIT: 1648

CONF. No.: 8965

Request for Continued Examination (RCE) Transmittal

Subsection (b) of 35 U.S.C. §132, effective on May 29, 2000,
provides for continued examination of an utility or plant application,
filed on or after June 8, 1995.

See The American Inventors Protection Act of 1999 (AIPA).

Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

Sir:

This is a Request for Continued Examination (RCE) under 37 C.F.R. §1.114 of the above-identified application.

Note: 37 C.F.R. §1.114 is effective on May 29, 2000. If the above-identified application was filed prior to May 29, 2000, applicant may wish to consider filing a continued prosecution application (CPA) under 37 C.F.R. §1.53(d) (PTO/SB/29) instead of a RCE to be eligible for the patent term adjustment provisions of the AIPA. See changes to Application Examination and Provisional Application Practice, Interim Rule, 65 Fed. Reg. 14865 (Mar. 20, 2000), 1233 Off. Gaz. Pat. Office 47 (Apr. 11, 2000), which established RCE practice.

1. **Submission required under 37 C.F.R. §1.114**

- a. ☒ Previously submitted
☐ Consider the amendment(s)/reply under 37 C.F.R. §1.116
(Any unentered amendment(s) referred to above will be entered.)
☐ Consider the arguments in the Appeal Brief or Reply Brief
previously filed on
☐ Other

05/27/2005 EFLORES 00000049 09772109

01 FC:2801
02 FC:2251

395.00 OP
60.00 OP

- b. ☐ Enclosed Amendment and Response
☒ Check in the amount of \$455.00
☐ Return postcard

2. Extension of Time:

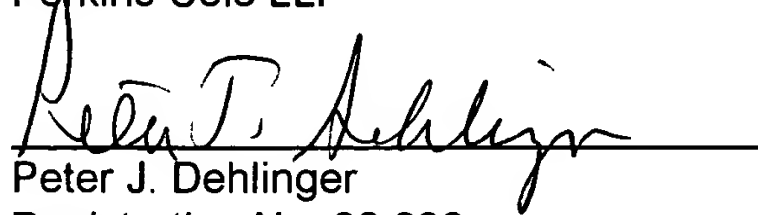
- ☒ Applicant requests a one month extension of time.

3. Fees *The RCE fee under 37 C.F.R. §1.17(e) is required by 37 C.F.R. §1.114 when RCE is filed.*

- a. ☒ Enclosed is a check in the amount of \$455.00 to cover the following fees:
- ☒ RCE fee required under 37 C.F.R. §1.17(e)
\$395.00 (small entity)
 - ☒ One month extension of time
\$60.00 (small)
 - ☐ One extra independent claim \$200.00 (large entity) \$100.00 (small entity).
 - ☐ One extra dependent claim \$50.00 (large entity) \$100.00 (small entity).
- b. ☐ The Director is hereby authorized to charge the RCE fee required under 37 C.F.R. §1.17(e) of \$790.00 (large entity) / \$395.00 (small entity) to Deposit Account No. 50-2207.
- ☒ The Director is hereby authorized to charge any deficiency in fees or refund any over payment to Deposit Account No. 50-2207.

Date: May 24, 2005

Respectfully submitted,
Perkins Coie LLP


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